

Docket No.: NMS-0011

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Confirmation No.: 9037

Nino R. VAGHI, Joseph P. VAGHI, III,
and Mary Burns VAGHI

Group Art Unit: 2645

Serial No.: 09/876,049

Examiner: MD Shafiul Elahee

Filed: June 8, 2001

Customer No.: 34610

For: PERSONAL COMMUNICATIONS SYSTEM AND METHOD

PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. §1.136(a)(1)

U.S. Patent and Trademark Office
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, Virginia 22314

Sir:

Applicant petitions the Commissioner of Patents and Trademarks to extend the time for response to the Reply dated May 4, 2005 for two (2) months from March 15, 2005 to May 15, 2005.

A check including the amount of \$225.00 for the extension of time under 37 C.F.R. §1.17(a) is enclosed. Any deficiency or overpayment should be charged or credited to Deposit Account No. 16-0607.

Respectfully submitted,
FLESHNER & KIM, LLP



Samuel W. Ntiros
Registration No. 39,318
Carl R. Wesolowski
Registration No. 40,372

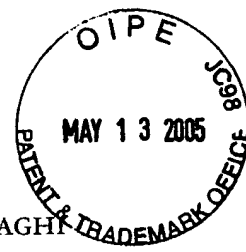
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P.O. Box 221200
Chantilly, VA 20153-1200
(703) 766-3701 *SWN/CRW:tlg*
Date: May 13, 2005

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL UNDER 37 C.F.R. §1.114



DOCKET NUMBER: NMS-0011
Prior Appln Serial No.: 09/876,049
Filed: June 8, 2001
Inventors: Nino R. VAGHI, Joseph P. VAGHI, III, and Mary Burns VAGHI
Confirmation No.: 9037
Group Art Unit: 2645
Examiner: MD Shafiul Elahee

U.S. Patent and Trademark Office
Customer Service Window, Mail Stop RCE
Randolph Building
401 Dulany Street
Alexandria, Virginia 22314

Sir:

NOTE: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. §1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on April 12, 2005
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other: _____
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other: _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months. Fee amount \$130.00 under 37 C.F.R. §1.17(i) enclosed. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required).

- b. ☐ Other: _____

3. Fees

- ☒ RCE fee required under 37 C.F.R. §1.17(e); Small Entity \$395.00, other than small entity \$790.00. The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.
- ☒ Extension of time fee (37 C.F.R. §§1.136 and 1.17)

Payment by:

- a. ☒ Check in the amount of \$620.00 (Check No. 15112) enclosed.
- b. ☐ Please charge my Deposit Account No. 16-0607 in the amount of \$_____. A duplicate copy of this sheet is enclosed.

The Commissioner is hereby authorized to charge payment of any deficiency in the above fees associated with this communication or credit any overpayment to Deposit Account No. 16-0607. A duplicate copy is enclosed.

Respectfully submitted,
FLESHNER & KIM, LLP

Samuel W. Ntiro
Registration No. 39,318
Carl R. Wesolowski
Registration No. 40,372

Correspondence Address Below
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Chantilly, VA 20153-1200
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